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FILED

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BOARD OF PHARMACY

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Tel. (201) 648-4738STATE OF NEW JERSEY  
DEPARTMENT OF LAW & PUBLIC SAFETY  
DIVISION OF CONSUMER AFFAIRS  
STATE BOARD OF PHARMACYIN THE MATTER OF THE SUSPENSION  
OR REVOCATION OF THE LICENSE OF

Administrative Action

ANTHONY TAIBI, R.P.

CONSENT ORDER

TO PRACTICE PHARMACY IN THE  
STATE OF NEW JERSEY

RI 13145

This matter was opened to the New Jersey State Board of Pharmacy upon receipt of information that on June 1, 1995 in Superior Court, Morris County, respondent pled guilty to one count of third degree theft by deception and one count of fourth degree falsifying records. Respondent agreed to make restitution in the amount of \$12,751.14 and pay a \$25,000 fine and was admitted into the pre-trial intervention program.

On September 27, 1995, Anthony Taibi testified under oath before the Board of Pharmacy. Respondent admitted that he had provided duplicate receipts to a consumer upon dispensing a fertility drug in order to provide her with documentation reflecting the average price in the immediate business area rather than the price he had actually charged, thus, aiding the consumer in recovering her copay from her insurer. Further, respondent admitted that he had issued, upon this same consumer's request, receipts for prescriptions based on the consumer's representation of dates that she had allegedly received prescriptions rather than respondent reviewing his own records and discovering that the dispensings had in fact never occurred.

The Board has considered the aforementioned admissions but is mindful of the fact that respondent has gained nothing in direct remuneration for the fraudulent receipt practice. Respondent

has in fact made restitution in full to the insurer for all monies fraudulently received by the consumer. Moreover, respondent has submitted to the Board an impressive resume which sets forth his many professional accomplishments as well as his active community participation. Finally, respondent has represented that he has never engaged in this conduct prior to this instance.

The Board finding the within Order to be adequately protective of the public and respondent wishing to resolve this matter without the need for further formal proceedings, and having agreed to the terms and entry of the within Order, and for good cause shown:

IT IS THEREFORE ON THIS 15th DAY OF December 1995,

ORDERED AND AGREED:

1. The license of Anthony Taibi to practice pharmacy in the State of New Jersey is hereby suspended for six months effective December 1, 1995. From February 1, 1996 to March 1, 1996 respondent shall serve a one month period of active suspension; the remaining five (5) months shall be stayed; and respondent's license shall remain on a probationary status for the period of the stayed suspension.

2. Respondent shall pay \$500.00 for investigative costs to the Board contemporaneous with the entry of this Order.

STATE BOARD OF PHARMACY

By Sophie Heymann  
Sophie Heymann, President

I have read the within Order and understand its terms. I consent to its entry by the Board of Pharmacy and agree to be bound by its terms.

Anthony Taibi  
Anthony Taibi, R.P., Respondent

Consent is given to the form and entry of the within Order.

John D. Harrington Esq.  
John D. Harrington, Esq.

John D. Harrington Esq.